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September 28, 2010

Via E-Mail

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Re: *Monsanto Co. vs. E.I. DuPont de Nemours & Co.*, Case No. 09-CIV-0686-ERW (E.D. Mo.)

Dear Amy and Tom:

On August 18, 2010, I wrote regarding Defendants' refusal to produce seeds and pedigree information for Defendants' stacked products, as requested in Monsanto's Second Request for Production of Documents and Things. I received no response to that letter. On September 7, 2010, after a meet-and-confer discussion, John Rosenthal wrote requesting an urgent response on this issue. Again, we received no response. We therefore assume that Defendants intend to stand by their meritless objections and refuse to produce the requested materials. If that is not Defendants' intention, please let me know by close of business **Friday, October 1, 2010**. Otherwise, we intend to seek relief from the Court.

Sincerely,



James M. Hilmert

EXHIBIT E